

MINUTES REGULAR MEETING

City Council of the Town of Colma
Town Hall, 1198 El Camino Real
Colma, CA 94014

**Wednesday, June 9, 2010
7:30 p.m.**

CALL TO ORDER

Mayor Diana Colvin called the Regular Meeting of the City Council to order at 7:39 p.m.

Council Present – Mayor Diana Colvin, Vice Mayor Helen Fisicaro, Council Members Raquel “Rae” Gonzalez, Joanne F. del Rosario and Joseph Silva were present.

Staff Present – City Manager Laura Allen, City Attorney Roger Peters, Police Chief Bob Lotti, Acting City Planner Colette Meunier, Recreation Services Director Brian Dossey, City Engineer Rick Mao, Deputy Director of Public Works Brad Donohue and Administrative Technician Kris Perez Krow.

ADOPTION OF THE AGENDA

Mayor Colvin asked if there were any changes to the agenda. None were noted. Mayor Colvin asked for a motion to adopt the agenda.

Action: Vice Mayor Fisicaro moved to adopt the agenda; the motion was seconded by Council Member del Rosario and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel “Rae” Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5		0		

PRESENTATIONS

Director of Recreation Services Brian Dossey introduced Gabriel Gutierrez, a newly hired Recreation Leader. Gabriel was also acknowledged by the Mayor and City Council for his recent achievements as Valedictorian of his class, and a winner of many scholarships. The Mayor and Vice Mayor presented Gabriel with a certificate and a gift card.

The Mayor and Council Member Gonzalez presented a certificate and a bouquet of flowers to Mrs. Mary Healey on the occasion of her 80th Birthday. The Mayor led the audience in singing Happy Birthday to Mrs. Healey.

The Mayor presented Mrs. Pat Hatfield with a Proclamation recognizing her as a 2010 Mayors' Diversity Celebration Award recipient. This award was originally presented to Mrs. Hatfield at the Diversity Awards ceremony in Redwood City on May 20, 2010.

PUBLIC COMMENTS

Mayor Colvin opened the public comment period at 7:54 p.m. Bruce Hamilton from HIP Housing spoke, and thanked the City Council for their past support of HIP Housing. Alejandra Gonzalez, a Colma resident, spoke about the lottery method for registering for the Kumon classes offered by the Recreation Department. Ken Gonzalez, also a Colma resident, spoke on the same issue regarding Kumon. The Mayor closed the public comment period at 8:02 p.m.

CONSENT CALENDAR

The Mayor asked if there were any changes to the consent calendar, and none were requested.

1. Motion to Accept the Minutes from the May 12, 2010 Regular Meeting.
2. Motion to Accept the Minutes from the May 26, 2010 Special Meeting.
3. Motion to Approve the Warrants List for May 2010.
4. Motion to Approve a Resolution Terminating and Vacating a Public Utility Easement Over a Portion of Parcel Located at 990 Serramonte Boulevard.
5. Motion to Approve a Resolution Amending Budget for Fiscal Year 2009-2010 to Transfer Funds from General Reserves to the General Fund - Operating Expenditures.

Action: Council Member del Rosario moved to approve the Consent Calendar, Items # 1 through 5; the motion was seconded by Vice Mayor Fisicaro and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

PUBLIC HEARING

6. NOTICES OF PUBLIC HEARINGS AND USE PERMIT EXTENSIONS

City Attorney Roger Peters presented the staff report.

The Mayor opened the Public Hearing at 8:07 p.m., and with no one coming forward, she closed the Public Hearing. Council discussion followed.

Action: Vice Mayor Fisicaro moved to Waive Reading and Introduce an Ordinance Amending Colma Municipal Code Section 1.02.230, Relating to the Notice of Public Hearings, and Sections 1.02.270, 5.03.420 and 5.03.520, Relating to Extensions of Use Permits; the motion was seconded by Council Member del Rosario and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fiscaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

7. SEWER SERVICE CHARGES

City Engineer Rick Mao presented the staff report.

Mayor Colvin opened the Public Hearing and seeing no one come forward to speak, she closed the Public Hearing period at 8:12 p.m. Council discussion followed and the City Engineer answered questions. This item has two actions – an urgency ordinance and introduction of a regular ordinance.

Action: Mayor Colvin moved to Waive Reading and Adopt an Urgency Ordinance Amending Section 3.04.160 of the Colma Municipal Code, Setting Sewer Service Charges; the motion was seconded by Council Member Gonzalez and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fiscaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

Action: Mayor Colvin moved to Waive Reading and Introduce an Ordinance Amending Section 3.04.160 of the Colma Municipal Code, Setting Sewer Service Charges; the motion was seconded by Vice Mayor Fiscaro and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fiscaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

City Manager Laura Allen requested that Item #9 be taken out of turn and heard at this time. The Mayor called Item # 9 next.

OLD BUSINESS

9. **HOME OFFICE USE AT 1457 MISSION ROAD** *(continued from May 12, 2010 meeting)*

Acting City Planner Colette Meunier presented the staff report. Mayor Colvin opened the Public Hearing, and with one coming forward to speak, she closed the Public Comment period at 8:20 p.m. The applicant, Mr. DeNardi was present. Council discussion followed.

Action: Council Member Silva moved to approve a Resolution Granting a Conditional Use Permit for a Home Office Use at 1457 Mission Road; the motion was seconded by Vice Mayor Fisicaro and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

PUBLIC HEARING (continued)

8. **FY 2010-11 PROPOSED BUDGET**

City Manager Laura Allen presented the staff report. Mayor Colvin opened the Public Hearing at 8:24 p.m. Anne Behrs, Manager of Mediation Programs representing the Peninsula Conflict Resolution Center was present and thanks the Council for the past support of PCRC. The Mayor closed the Public Hearing at 8:26 p.m. Council discussion followed. Kumon programs were discussed and staff answered questions from the City Council.

Action: Vice Mayor Fisicaro moved to Approve a Resolution Adopting Budget, Choosing Measure of Inflation, and Establishing Appropriations Limit for FY 2010-2011; the motion was seconded by Council Member del Rosario and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

NEW BUSINESS

10. **2010 GENERAL MUNICIPAL ELECTION**

City Attorney Roger Peters presented the staff report. The Mayor opened the public comment period at 9:06 p.m. Dorothy Hillman, and Pat Hatfield, both of Colma, spoke in favor of having the voters decide the future of the Treasurer's position. Ruby Paniagua, Charito Casanas and Ken Gonzalez, also of Colma, all spoke to retain the Treasurer as an elected position. The Mayor closed the public comment period at 9:15 p.m. Council discussion followed.

Action: Vice Mayor Fisicaro moved to Approve a Resolution Calling and Giving Notice of the General Municipal Election to be Held on November 2, 2010 for the Election of Two City Council Members and a City Treasurer, for the Submission of a Measure to the Voters Regarding Making the City Treasurer an Appointed Official, and Related Matters; the motion was seconded by Council Member del Rosario; and carried by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez		✓			
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	4	1	0		

11. **REBUTTAL ARGUMENTS**

City Attorney Roger Peters presented the staff report. The Mayor opened the public comment period at 9:20 p.m. Ken Gonzalez, of Colma, asked for clarification on this item. The Mayor closed the public comment period at 9:21 p.m. Council discussion followed.

Action: Council Member del Rosario Moved to Approve a Resolution Providing for the Filing of Rebuttal Arguments for City Measures Submitted at Municipal Elections; the motion was seconded by Vice Mayor Fisicaro; and carried by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez		✓			
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	4	1	0		

12. **CITY TREASURER SALARY AND BENEFITS**

City Attorney Roger Peters presented the staff report. The Mayor opened the public comment period at 9:27 p.m. and seeing no one come forward to speak, closed the public comment period. Council discussion followed.

Action: Council Member Silva moved to Approve a Resolution Establishing Classification and Compensation for the City Treasurer; the motion was seconded by Council Member del Rosario; and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Diana Colvin, Mayor	✓				
Helen Fisicaro	✓				
Raquel "Rae" Gonzalez	✓				
Joanne F. del Rosario	✓				
Joseph Silva	✓				
Voting Tally	5	0	0		

COUNCIL CALENDARING

Next Special City Council Meeting will be held on June 30, 2010 at 6:00 p.m. at the Colma Community Center. Next Regular City Council Meeting will be held on July 14, 2010 at 7:30 at Town Hall.

REPORTS

- Wednesday, May 12 - Executive Briefing and Luncheon for HEART San Mateo County - Vice Mayor Fisicaro attended.
- Thursday, May 13 – North Peninsula Food Pantry and Dining Center of Daly City – Luncheon at the Colma Community Center – Vice Mayor Fisicaro attended.
- Friday, May 14 – Chamber of Commerce Bowling – Council Members Silva and Gonzalez attended.
- Thursday, May 27 – Jobs for Youth Annual Breakfast – Vice Mayor Fisicaro attended and accepted a commendation from Jobs for Youth, as they recognized Colma's support.

ADJOURNMENT

The meeting was adjourned by Mayor Colvin at 9:34 p.m. and was closed in memory of the following individuals:

- Michael Kaiser – Community representative on Colma Creek committee for many years, father of Irene O'Connell, City Council Member of San Bruno.
- Eleanor Mirabella – Home Sweet Home resident, one of the Silver Bells, and mother of Elena & Leroy Franzoia.
- Sharon Tracy – wife of a Colma Firefighter and long time member of the Colma Fire Muster team.

Respectfully submitted,



Kris Perez Krow, Administrative Technician III